

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

09 MAY 21 PM 3:53  
CLERK'S OFFICE, U.S. DISTRICT COURT OF OHIO  
CLEVELAND

**JOHN W. MISHAK, pro se**  
498 Sunrise Drive  
Amherst, Ohio 44001

**Plaintiff**

vs.

CASE NO. 5:09 CV 0351

**Akron Public Schools**  
(a.k.a. Akron Board of Education)  
70 North Broadway  
Akron, Ohio 44308-1911

**Defendant.**

**JUDGE LIOI**

**PLAINTIFF'S MOTION FOR  
ENLARGEMENT OF TIME  
(LEAVE TO PLEAD)**

**MOTION REQUESTING AN ENLARGEMENT OF TIME**  
(LEAVE TO PLEAD)

Now comes the Plaintiff, John W. Mishak, pro se, and respectfully requests this Court for an enlargement of time of 30 days from the current Answer date of Wednesday, June 3<sup>rd</sup>, 2009 to and including Friday, July 3<sup>rd</sup>, 2009 within which to file its **Answer** or otherwise plead **in response to the Defendant's Motion to Dismiss**.

I need this additional time because I am a *pro se* litigant, unrepresented by counsel, and need additional time in which to research the proffered issues in order to formulate a proper response.

I am not requesting this additional time for undue delay. The undersigned counsel (plaintiff) further states that no prior leave has been requested.

I have contacted Defendant's Counsel concerning this matter, but as of 05/21/2009 have not received a response.

5-21-2009

(Date)

  
\_\_\_\_\_  
(Signature of Plaintiff)

# Certificate of Service

A copy of the foregoing MOTION  
for expansion of time (Leave to PLEAD)  
WAS SERVED VIA CERTIFIED MAIL (U.S.)  
Postage prepaid on this 21<sup>st</sup>. day of MAY  
2009 UPON:

AKRON PUBLIC SCHOOLS  
(A.ka AKRON BOARD OF EDUCATION)  
70 NORTH BROADWAY  
AKRON, OHIO, 44308-1911

DEFENDANT

X John W. Mullins pro se

PLAINTIFF

498 SUNRISE DRIVE  
ATHENST, OHIO 44001